

REMARKS

Please reconsider the application in view of the above amendments and the following remarks. Applicant thanks the Examiner for carefully considering this application and for the courtesies extended during the Examiner Interview of August 11, 2006.

Disposition of Claims

Claims 1-21 were pending in the present patent application. By way of this reply, claims 2 and 17 have been cancelled. Accordingly, claims 1, 3-16, and 18-21 are pending in the present patent application. Claims 1, 15, and 16 are independent. The remaining claims depend, either directly or indirectly, from claims 1 and 16.

Claim Amendments

Claims 1, 3, 4, 15, 16, 18, and 19 have been amended for clarification. No new matter has been introduced by way of these amendments as support for these amendments may be found, for example, in Figure 2 and the associated text corresponding to Figure 2 in the filed specification.

Drawings

Applicant respectfully requests the Examiner acknowledge the formal drawings filed on June 29, 2001, and indicate whether they are acceptable.

Examiner Interview Request

Applicant thanks the Examiner for the courtesies extended during the Examiner Interview of August 11, 2006. During the Examiner Interview, the Examiner remarked he was willing to consider proposed claim amendments. Applicant is still open to the possibility of additional claim amendments, if necessary, and respectfully requests an Examiner Interview on

October 11, 2006 at 2:00PM EST. An Applicant Initiated Interview Request Form is included with this reply.

Rejections under 35 U.S.C. §103

Claims 1-21 stand rejected under 35 U.S.C. §103(a) as being unpatentable over online publication www.entrust.com/news/files/5312.htm (hereinafter “Entrust”) in view of “Microsoft Windows NT Server” (hereinafter “NTS”), “NT File System Security and Auditing” (hereinafter “FSSA”), “Windows 2000 Advanced Documentation” (hereinafter “Win2000”), and “Improved Security for Smart Card Use in DCE” (hereinafter “Warner”). By way of this reply, claims 2 and 17 have been cancelled and thus the rejection is moot as to those claims. As for the remaining claims, for the reasons set forth below, this rejection is respectfully traversed.

As an initial matter, Applicant notes that various combinations of one or more of five references have been used in rejecting the claims of the present application. The purported reconstruction of the claimed invention by reliance on such a large number of references is not appropriate. It is abundantly clearly that the Examiner, using the present application as a guide, has selected isolated features of the various relied-upon references to arrive at the limitations of the claimed invention. Use of the present application as a “road map” for selecting and combining prior art disclosures is wholly improper. See *Interconnect Planning Corp. v. Feil*, 774 F.2d 1132 (Fed. Cir. 1985) (stating that “[t]he invention must be viewed not with the blueprint drawn by the inventor, but in the state of the art that existed at the time”); *In re Fritch*, 972 F.2d 1260 (Fed. Cir. 1992) (stating that “it is impermissible to use the claimed invention as an instruction manual or ‘template’ to piece together the teachings of the prior art so that the claimed invention is rendered obvious This court has previously stated that ‘one cannot use hindsight reconstruction to pick and choose among isolated disclosures in the prior art to

deprecate the claimed invention.”); *In re Wesslau*, 353 F.2d 238 (C.C.P.A. 1965) (stating that “it is impermissible within the framework of section 103 to pick and choose from any one reference only so much of it as will support a given position, to the exclusion of other parts necessary to the full appreciation of what such reference fairly suggests to one of ordinary skill in the art”).

Amended independent claim 1 recites, in part, “receiving a request to log into the computer system, wherein the request is associated with a first log in window...logging use of the computer system to an unknown user and setting an alert on the computer system, wherein the alert is displayed in association with a second log in window.” Amended independent claims 15 and 16 have similar limitations. Even assuming *arguendo* that the cited references are properly combinable, Applicant respectfully asserts that the cited references, whether viewed separately or in combination, fail to teach or suggest displaying an alert in association with a log in window following the use of a computer by an unknown user, as recited by the claims.

Applicant acknowledges that FSSA discloses security logs and that security logs show logon/logoff activity. (*See* FSSA at page 7). Further, Applicant acknowledges that the security logs, as disclosed by FSSA, display icons representing logon/logoff activity. However, Applicant respectfully asserts the security logs and the icons disclosed by FSSA are not displayed in association with a second log in window, as recited by the amended claims. In addition, the security logs and the icons disclosed by FSSA are not displayed in association with a second log in window following the use of the computer by an unknown individual, as recited by the amended claims. Therefore, the security logs and/or icons disclosed by FSSA are not and cannot be equivalent to the alert as recited by the amended claims. Accordingly, any attempt to

equate the alert as recited in the claims with an icon and/or security log disclosed by FSSA is wholly improper.

Applicant acknowledges that NTS discloses event logging (*i.e.*, “auditing”) and event logs. (*See* NTS at pages 39 and 40). Applicant also acknowledges that NTS discloses sending alerts to a pager interface in response to the occurrence of significant events. However, Applicant respectfully asserts that the event logs and the alerts disclosed by NTS are not displayed in association with a second log in window, as recited by the amended claims. Therefore the alerts and/or event logs disclosed by NTS are not and cannot be equivalent to the alert as recited by the amended claims. Accordingly, any attempt to equate the alert and/or event logs as disclosed by NTS with the alert, as recited by the amended claims, is wholly improper.

Entrust discloses a smart card providing multiple security levels. However, Entrust is completely silent regarding the existence and use of an alert as recited in the amended independent claims. Win2000 discloses preparing a smart card certificate enrollment station. Win2000 further informs a user how to set up smart cards, smart card certificates, and install the necessary components. However, like Entrust, Win2000 is completely silent regarding the existence and use of an alert as recited in the amended independent claims. Warner discloses using smart cards in combination with other existing authentication technologies, including passwords. However, like Win2000 and Entrust, Warner is completely silent regarding the existence and use of an alert as recited in the amended independent claims.

In view of the above, NTS and FSSA, whether viewed separately or in combination do not teach or suggest every limitation of independent claims 1, 15, and 16. Further, Win2000, Entrust, and Warner do not and cannot teach or suggest what NTS and FSSA lack. Accordingly, amended independent claims 1, 15, and 16 are patentable over NTS, FSSA, Entrust, Win2000,

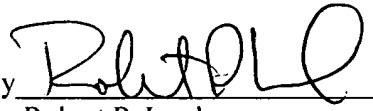
and Warner. The remaining amended claims depend, either directly or indirectly, from claims 1, 15, and 16 and are patentable for at least the same reasons. Accordingly, withdrawal of this rejection is respectfully requested.

Conclusion

Applicant believes this reply is fully responsive to all outstanding issues and places this application in condition for allowance. If this belief is incorrect, or other issues arise, the Examiner is encouraged to contact the undersigned or his associates at the telephone number listed below. Please apply any charges not covered, or any credits, to Deposit Account 50-0591 (Reference Number 03226/558001).

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Respectfully submitted,

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Attachment – Applicant Initiated Interview Request Form